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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
 MARKETING SALES PRACTICES AND
 PRODUCT LIABILITY LITIGATION

Case Specific Number 06-2016

MDL NO. 1699

District Judge: Charles R. Breyer

Timothy Tarpley,
 Plaintiffs,

**STIPULATION AND ORDER OF
 DISMISSAL WITH PREJUDICE**

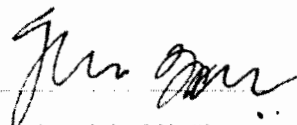
vs.

Pfizer, Inc., et al.
 Defendants.

Come now the Plaintiff, (TIMOTHY TARPLEY) Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

DATED: February 20, 2009


By:



Attorneys for Plaintiff, Timothy Tarpley

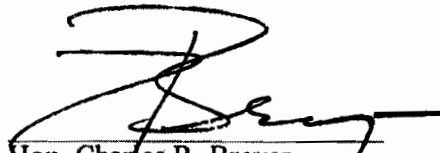
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2 DATED: April 27, 2009

DLA PIPER US LLP

3 By: 
4 Michelle Sadowsky
5 Attorneys for Defendants
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8 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
9 **IT IS SO ORDERED.**

10 Dated: APR 30 2009

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12 Hon. Charles R. Breyer
13 United States District Court
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